

United States District Court

WESTERN DISTRICT OF WASHINGTON

ANTHONY E. WHITFIELD

JUDGMENT IN A CIVIL CASE

v.

SCOTT FRAKES

CASE NUMBER: C09-5361FDB

 Jury Verdict. This action came before the Court for a trial by jury. The issues have been tried and the jury has rendered its verdict.

XX **Decision by Court.** This action came to trial or hearing before the Court. The issues have been tried or heard and a decision has been rendered.

THE COURT HAS ORDERED THAT

The Court adopts the Report and Recommendation;

Petitioner's Writ of Habeas Corpus (Dkt. 5) is **DENIED** and this action is **DISMISSED WITH PREJUDICE**; and

Petitioner is not entitled to a Certificate of Appealability.

March 9, 2010
Date

BRUCE RIFKIN
Clerk

s/CM Gonzalez
Deputy Clerk